

NOTE: This order is nonprecedential.

**United States Court of Appeals
for the Federal Circuit**

SMARTMETRIC INC.,
Plaintiff-Appellant,

v.

AMERICAN EXPRESS COMPANY,
Defendant-Appellee.

2011-1473

Appeal from the United States District Court for the
Central District of California in case no. 10-CV-9371,
Judge Jacqueline H. Nguyen.

SMARTMETRIC INC.,
Plaintiff-Appellant,

v.

**MASTERCARD INTERNATIONAL
INCORPORATED,**
Defendant-Appellee,

AND

VISA INC.,
Defendant-Appellee.

2011-1497

Appeal from the United States District Court for the Central District of California in case no. 10-CV-1864, Judge Jacqueline H. Nguyen.

ON MOTION

O R D E R

Smartmetric Inc. moves without opposition to consolidate these two cases for briefing and oral argument.

Upon consideration thereof,

IT IS ORDERED THAT:

The motions are granted. The revised official caption is reflected above. The appellant's opening brief is due within 21 days of the date of filing of this order.

FOR THE COURT

AUG 31 2011

Date

/s/ Jan Horbaly

Jan Horbaly

Clerk

cc: Patrick F. Bright, Esq.
Peter J. Armenio, Esq.
Gary A. Clark, Esq.
Gregory A. Castanias, Esq.

FILED
U.S. COURT OF APPEALS FOR
THE FEDERAL CIRCUIT

AUG 31 2011

s20

**JAN HORBALY
CLERK**